



S/FW AFG

**MAIL STOP AF
RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 1795**

PATENT
12480-000162/US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kenzo MAEHASHI, et al. Conf. No.: 7724
Application No.: 10/569,548 Examiner: Edna WONG
Filing Date: February 27, 2006 Art Unit: 1795
Title: METHOD FOR CONTROLLING STRUCTURE OF NANO-SCALE SUBSTANCE, AND METHOD FOR PREPARING LOW DIMENSIONAL QUANTUM STRUCTURE HAVING NANO-SCALE USING THE METHOD FOR CONTROLLING STRUCTURE
Atty. Dkt. No.: 12480-000162/US

**NOTICE OF APPEAL FROM THE
PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Customer Service Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314
Mail Stop AF

January 10, 2011

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated September 8, 2010 of the Primary Examiner finally rejecting claims 1, 3-6, 11, 13-14, and 16-18.

- The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- The enclosed document is concurrently filed with a Pre-Appeal Brief Request for Review.

01/11/2011 LNGUYEN1 00000023 10569548

01 FC:1401
02 FC:1251

540.00 OP
130.00 OP

Applicants hereby petition for an extension of **one (1) month** pursuant to 37 C.F.R. §§ 1.17 and 1.136(a).

The fee has been calculated as shown below:

- NO** extensions of time have been previously obtained for responding to the Final Rejection. Thus a fee of \$130.00 is required for the full period of the above-requested extension of time.
- An extension of _____ month(s) for responding to the Final Rejection was previously requested and paid for on _____. Thus a fee of \$ _____ is required.
- Applicant claims small entity status. See 37 C.F.R. § 1.27.

The Government fee for filing a Notice of Appeal to the Board of Appeals is calculated as follows:

- Large entity - \$540.00
- Small Entity - \$270.00

Therefore, the TOTAL FEE due for the filing of this Notice of Appeal is \$670.00.

Payment of the above TOTAL FEE is being made in the following manner:

- Check in the amount of \$670.00 is enclosed.
- Please charge Deposit Account No. 08-0750 in the amount of \$0.00. A triplicate copy of this sheet is attached.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 08-0750 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

HARNESS, DICKEY, & PIERCE, P.L.C.

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DJD/ACC:jrm

Acc